IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

WEDNESDAY, THE 28TH MARCH 2007 / 7TH CHAITHRA 1929

Crl.Rev.Pet.No. 1347 of 2007()

REVN. PETITIONER/APPELLANT/ACCUSED:

RAJU, AGED 38, S/O.NARAYANAN,CHITTADIYIL HOUSE,KALTHOTTY P.O,AYYAPPANCOIL VILLAGE.

BY ADV. SRI.S.SACHITHANANDA PAI

RESPONDENTS/RESPONDENTS/COMPLAINANT & PROPER PARTY:

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1. K.M.MANI,AGED 48 YEARS,KEELAKATTU HOUSE,LABAKKADU,AYYAPPANCOIL.

2. STATE OF KERALA REPRESENTED BY THE PUBLIC PROSECUTOR,HIGH COURT OF KERALA,ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.AMJAD ALI

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 28/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU,J

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C.R.R.P.No.1347 OF 2007

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Dated this the 28th day of March, 2007

ORDER

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced, to undergo simple imprisonment for six months and to pay a compensation of Rs.25,000/- under Section 357(3) Cr.P.C and in default to undergo simple imprisonment for one month.

2. The counsel for the revision petitioner has only sought for modification of sentence and for time to pay the amount of compensation. In the circumstances, sentence is modified to imprisonment till the rising of the court. Rest of the sentence is affirmed. The revision petitioner is granted three months time from today onwards to pay the amount of compensation. The revision petitioner shall appear before the Judicial First Class Magistrate Court, Kattappana on 16.07.2007 to receive sentence.

The Crl.R.P is disposed of accordingly.

K.R.UDAYABHANU,JUDGE

dvs